

United States District Court

EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

STATE OF NEVADA, <i>et al.</i> ,	§	
	§	
v.	§	Civil Action No. 4:16-CV-00731
	§	Judge Mazzant
UNITED STATES DEPARTMENT OF	§	
LABOR, <i>et al.</i> ,	§	

MEMORANDUM OPINION AND ORDER

Pending before the Court is Respondents Carmen Alvarez and her Counsel's Motion to Supplement the Record Regarding Chipotle's Motion for Contempt (Dkt. #125). Alvarez and her Counsel seek to supplement the Court's record with evidence of her counsel's good faith when violating the Court's Order (Dkt. #125). Chipotle Mexican Grill, Inc. and Chipotle Services, LLC, however, contend that Alvarez's and her Counsel's motion not only violates local procedure but also seeks to inject irrelevant evidence into the Court's contempt analysis (Dkt. #126). After reviewing the relevant pleadings, the Court finds that the motion should be granted.¹

It is therefore **ORDERED** that Respondents Carmen Alvarez and her Counsel's Motion to Supplement the Record Regarding Chipotle's Motion for Contempt (Dkt. #125) is hereby **GRANTED**, and the motion and the exhibits attached thereto will be considered part of the record regarding Petitioners Chipotle Mexican Grill, Inc.'s and Chipotle Services, LLC's Motion for Contempt (Dkt. #89).

¹ Although Alvarez's local counsel did not technically comply with Local Rule CV-7(h), the Court decides to accept the motion. In doing so, the Court weighs Alvarez's local counsel's effort to confer with opposing counsel, local counsel's reasonable desire to supplement the record by which contempt may be determined, and the immateriality of evidence of good faith to the Court's contempt analysis.

SIGNED this 19th day of March, 2018.

A handwritten signature in cursive script, reading "Amos Mazzant", written in black ink. The signature is positioned above a horizontal line.

AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE